

ALAN R. BRAYTON, ESQ., S.B. #73685
 DAVID R. DONADIO, ESQ., S.B. #154436
 BRAYTON ♦ PURCELL LLP
 Attorneys at Law
 222 Rush Landing Road
 Novato, California 94948-6169
 (415) 898-1555
 (415) 898-1247 (Fax No.)

Attorneys for Plaintiffs

**THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

JOANNE THOMAS, etc. et. al.,

Plaintiffs,

vs.

VIAD CORP.; GENERAL ELECTRIC
 COMPANY; and DOES 1-300,

Defendants.

No. 05-4348 JSW

JOINT MOTION AND STIPULATION TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE AND TO EXTEND TIME;
~~[PROPOSED]~~ ORDER

Pursuant to Civil L. R. 7-11 and 7-12, the following parties hereby stipulate to, and respectfully move the Court for, an Order extending time as set forth in the *Order Setting Initial Case Management Conference* filed October 25, 2005 (Document 2), for the following good cause:

On November 29, 2005 Defendant GENERAL ELECTRIC COMPANY filed Document 27, a Notice to Tag Along Action regarding the pending Multidistrict Litigation (“MDL”) in the Eastern District of Pennsylvania, seeking among other things, to move Jurisdiction of this matter to that District.

To date, the Clerk of the Judicial Panel on Multidistrict Litigation (“MDL Panel”) has not entered a *Conditional Transfer Order* pursuant to MDL Panel Rule 12(a) or filed an order to show cause why the action should not be transferred, pursuant to MDL Panel Rule 13(b).

1 It is likely the case management deadlines set by this Court will come to pass before the
2 Clerk of the MDL Panel acts.

3 Due to the pending action by the Clerk of the MDL Panel, and the time needed by the
4 panel to consider the notices of Defendants, the following parties hereby STIPULATE to and
5 respectfully request that the dates set forth in the *Order Setting Initial Case Management*
6 *Conference* filed October 25, 2005 (Document 2), including the Case Management Conference
7 currently set for January 27, 2006, be continued pending the outcome of the MDL Panel's
8 decision on the merits of the transfer.

9 Dated: December 12, 2005

BRAYTON❖PURCELL LLP

/s/ David R. Donadio

11 By: _____
12 David R. Donadio
Attorneys for Plaintiffs

13 Dated: December 13, 2005

SEDGWICK, DETERT, MORAN &
ARNOLD, LLP

/s/ Damon McClain

16 By: _____
17 Damon McClain
Attorneys for Defendant
GENERAL ELECTRIC COMPANY

19 Dated: December 12, 2005

CHARTER DAVIS, LLP

/s/ Jeffery J.A. Hinrichsen

21 By: _____
22 Jeffery J.A. Hinrichsen
Attorneys for Defendant
VIAD CORP

23 //

24 //

25 //

26 //

27 //

28 //


[PROPOSED] ORDER

IT IS HEREBY ORDERED that the hearing date and deadlines specified in the *Order Setting Initial Case Management Conference* filed October 25, 2005 (Document 2) are hereby VACATED.

IT IS FURTHER ORDERED that the Case Management Conference is continued a date on or after May 1, 2006 to wit: May 5, 2006 at 1:30 p.m., Courtroom 2, 17th Floor, 450 Golden Gate Avenue, San Francisco, California.

IT IS SO ORDERED.

Dated: December 22, 2005



Jeffrey S. White
United States District Court Judge

Joanne Thomas etc. et. al. vs. Viad Corp. et al; 05-4348 JSW